



ATTORNEY DOCKET NO.: 215063.02501
CUSTOMER NO. 27160

GROUP 1700
MAY 19 2003
RECEIVED

D. Gaudino
7/13
6/20/03
PATENT APPLICATION NO.
09/639,818

DECLARATION

As the below named inventors, we hereby declare that:

Our residence, post office and citizenships are as stated below next to our names,

We believe we are the original, first and joint inventors of the subject matter claimed and for which a patent is sought on the invention entitled **MICROPARTICLES WITH MULTIPLE FLUORESCENT SIGNALS AND METHODS OF USING SAME**, the specification of which was filed as U.S. Patent Application No. 09/639,818 on August 17, 2000 and was amended on January 17, 2001, and November 27, 2002; or is _____ attached hereto.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):	Priority Claimed Day/Month/Year filed	Yes	No
<u>Number</u> <u>Country</u>			

We hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):	
<u>Application Number</u>	<u>Filing Date</u>
60/149,225	August 17, 1999

We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose material information as

BEST AVAILABLE COPY

Page 1 of 2

ATTORNEY DOCKET NO.: 215063.02501
 CUSTOMER NO. 27160

PATENT APPLICATION NO.
 09/639,818

defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U. S. Application(s):

Serial No.

Filing Date Status: Patented, Pending, Abandoned

The undersigned hereby grant(s) the firm of KATTEN MUCHIN ZAVIS ROSENMAN the power to insert on this Declaration any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document. All future correspondence should be addressed to:

27160
 KATTEN MUCHIN ZAVIS ROSENMAN
 525 West Monroe Street, Suite 1600
 Chicago, IL. 60661
 Tel.: 202.625.3500

Full name of first inventor: Mark B. Chandler

5/5/03 Date:

Inventor's signature: Mark B. Chandler

Residence: Austin, Texas

Citizenship: United States

Post Office: 12212 Technology Boulevard #K, Austin Texas 78727-6115

Full name of second inventor: Don J. Chandler

Date: 5-1-03

Inventor's signature: Don J. Chandler

Residence: Austin, Texas

Citizenship: United States

Post Office Address: 12212 Technology Boulevard #K, Austin Texas 78727-6115

BEST AVAILABLE COPY

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- BLACK BORDERS**
- IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- FADED TEXT OR DRAWING**
- BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- SKEWED/SLANTED IMAGES**
- COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- GRAY SCALE DOCUMENTS**
- LINES OR MARKS ON ORIGINAL DOCUMENT**
- REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- OTHER: _____**

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.